

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

SCOTT MARLIN MOREY,

Case No. 19-CV-253 (NEB/HB)

Petitioner,

v.

ORDER ACCEPTING REPORT AND
RECOMMENDATION

JEFF TITUS, Warden, MCF–Rush City,
and LORI SWANSON, Minnesota State
Attorney General,

Respondents.

The Court has received the March 20, 2019 Report and Recommendation of United States Magistrate Judge Hildy Bowbeer. [ECF No. 13.] No party has objected to that Report and Recommendation, and the Court therefore reviews it for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation [ECF No. 13] is ACCEPTED;
2. The Motion to Dismiss Petition of Habeas Corpus [ECF No. 5] is GRANTED only in that Lori Swanson, Minnesota State Attorney General is dismissed with prejudice as a respondent to this action.

Dated: April 23, 2019

BY THE COURT:

s/Nancy E. Brasel

Nancy E. Brasel

United States District Judge